

---

**FACSIMILE MESSAGE - PLEASE DELIVER PROMPTLY**

---

October 24, 2001

TO: Examiner Maryam Monshipouri  
Group 1652  
(703) 308-1083

**FAX RECEIVED**

OCT 24 2001

FROM Justin D. Karjala  
Celera Genomics Corp.  
(240) 453-3812

**GROUP 1600**

FAX NO: (703) 308-4242

# OF PAGES (incl. cover): 7

---

Re: U.S. Serial No. 09/731,231, filed December 7, 2000  
Entitled "ISOLATED HUMAN KINASE PROTEINS, NUCLEIC ACID  
MOLECULES ENCODING HUMAN KINASE PROTEINS, AND USES  
THEREOF"

A Preliminary Amendment (Restriction Election) and a Statement Regarding Duty of  
Disclosure in the above-identified application follows. No fee is due for this filing.

---

*The information contained within this facsimile message is intended only for the personal and confidential use of the designated recipient named above. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error, please notify the sender immediately by telephone and return the original message to us by mail. Thank you for your cooperation.*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: GUEGLER et al.

Art Unit: 1652

Serial No. 09/731,231

Examiner: M. Monshipouri

Filed: December 7, 2000

Atty. Docket: CL001007

For: ISOLATED HUMAN KINASE PROTEINS,  
NUCLEIC ACID MOLECULES ENCODING  
HUMAN KINASE PROTEINS, AND USES  
THEREOF

**Statement Regarding Duty Of Disclose Information Material To Patentability  
Under 37 CFR 1.56 (a) and (b)**

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

*By Facsimile*

Sir:

This statement is to inform the United States of Patent and Trademark Office that Applicants and their representative have made a good faith effort in searching prior art relating to this invention.

No prior art material to patentability of the present invention has been found. The closest information associated with the invention is disclosed in Figures 1 and 2 in the top BLAST search results. However, this information, by itself or in combination with other information, does not constitute a prima facie case of unpatentability of any of the pending claims. Thus, it does not defeat the novelty of the present invention and the actual underlying references for the top BLAST hits are not being provided.

Respectfully submitted,

CELERA GENOMICS

Date: October 24, 2001By: 

Justin D. Karjala, Reg No. 43,704

Celera Genomics Corporation  
45 West Gude Drive, C2-4#20  
Rockville, MD 20850  
Tel: 240-453-3812  
Fax: 240-453-3084